

Justice System Appropriations Bill House File 2335

Last Action:
**House Appropriations
Subcommittee**
February 16, 2012

An Act relating to appropriations to the justice system, and providing effective dates.

**Fiscal Services Division
Legislative Services Agency**

NOTES ON BILLS AND AMENDMENTS (NOBA)

Available on line at <http://www.legis.iowa.gov/LSAReports/noba.aspx>
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FUNDING SUMMARY

- Appropriates a total of \$504.5 million from the General Fund for FY 2013 to the Departments of Justice, Corrections, Inspections and Appeals, Public Defense, and Public Safety, the Iowa Law Enforcement Academy, Board of Parole, and Civil Rights Commission. This is a decrease of \$1.6 million compared to estimated FY 2012. This Bill also appropriates a total of \$13.5 million from other funds for FY 2013 reflecting no change compared to estimated FY 2012. Page 1, Line 1

NOTE: Total funding for FY 2013 includes the previously enacted appropriations for FY 2013 and new appropriation amounts in this Bill

MAJOR INCREASES, DECREASES, OR TRANSFERS OF EXISTING PROGRAMS

- Department of Justice: General Fund decrease of \$1.3 million compared to estimated FY 2012 due to: Page 1, Line 3
 - \$779,000 general decrease to the Office of the Attorney General.
 - \$286,000 decrease to Victim Assistance Grants.
 - \$181,000 decrease to Legal Services Poverty Grants.
- Department of Corrections: General Fund decrease of \$210,000 compared to estimated FY 2012 due to: Page 3, Line 10
 - \$171,000 decrease to transfer management and funding responsibility for the Habitat for Humanity Program at Fort Madison to Iowa Prison Industries.
 - \$38,000 decrease to reflect the savings associated with the Corrections Central Pharmacy.

STUDIES AND INTENT LANGUAGE

- Requires Victim Assistance funds to be awarded as grants to providers of services for victims of domestic abuse, rape, and sexual assault. Page 1, Line 27
- Requires the Department of Justice to transfer at least \$150,000 from the Victim Compensation Fund to the Victim Assistance Grants Program in FY 2012. Page 1, Line 35
- Requires each Community-Based Corrections (CBC) District Department, within available funding, to continue programs and plans within each District Department for intensive supervision, sex offender treatment, diversion of low-risk offenders to the least restrictive sanction available, job development, and expanded use of intermediate sanctions. Page 9, Line 11

EXECUTIVE SUMMARY
JUSTICE SYSTEM APPROPRIATIONS

- Requires each CBC District Department to provide alternatives to prison consistent with Iowa Code chapter 901B. Page 9, Line 18
- Permits the Iowa Law Enforcement Academy (ILEA) to temporarily exceed the amount appropriated and incur a negative cash balance for cash flow purposes, as long as equal receivables are anticipated at the close of the fiscal year. Page 10, Line 18
- Permits the ILEA to annually exchange five vehicles returned to the State Fleet Administrator by the Department of Public Safety. Page 10, Line 24
- Permits the Military Division of the Department of Public Defense to temporarily exceed the amount appropriated and incur a negative cash balance for cash flow purposes. Page 12, Line 17
- Permits the Homeland Security and Emergency Management Division (HSEMD) to temporarily exceed the amount appropriated and incur a negative cash balance for cash flow purposes. Page 12, Line 31
- Requires the HSEMD to work in conjunction with the DPS on the Fusion Program. Page 13, Line 3

EFFECTIVE AND ENACTMENT DATES

- The language moving money for indirect billings from the Gaming Enforcement Fund to the General Fund is effective on enactment. Page 19, Line 8

House File 2335 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
18	3	13	Amend	80.43.1	
18	16	14	Amend	99D.14.2.b	
18	29	15	Amend	99F.10.4.b	

1 1 Section 1. 2011 Iowa Acts, chapter 134, section 30, is
1 2 amended to read as follows:

1 3 SEC. 30. DEPARTMENT OF JUSTICE.

1 4 1. There is appropriated from the general fund of the state
1 5 to the department of justice for the fiscal year beginning July
1 6 1, 2012, and ending June 30, 2013, the following amounts, or
1 7 so much thereof as is necessary, to be used for the purposes
1 8 designated:

- 1 9 a. For the general office of attorney general for salaries,
 - 1 10 support, maintenance, and miscellaneous purposes, including
 - 1 11 the prosecuting attorneys training program, matching funds
 - 1 12 for federal violence against women grant programs, victim
 - 1 13 assistance grants, office of drug control policy prosecuting
 - 1 14 attorney program, and odometer fraud enforcement, and for not
 - 1 15 more than the following full-time equivalent positions:
- | | | |
|------------|------|-----------|
| 1 16 | \$ | 3,896,465 |
| 1 17 | | 7,013,637 |
| 1 18 | FTEs | 212.00 |

General Fund appropriation to the Department of Justice for the Office of the Attorney General, Prosecuting Attorney Training Program, Violence Against Women Act Grant, Victim Assistance Grants, Office of Drug Control Policy, Office of Drug Control Policy Prosecuting Attorney Training Program, and Odometer Fraud Enforcement.

DETAIL: This is a decrease of \$779,293 and no change in FTE positions compared to the estimated FY 2012.

1 19 It is the intent of the general assembly that as a condition
1 20 of receiving the appropriation provided in this lettered
1 21 paragraph, the department of justice shall maintain a record
1 22 of the estimated time incurred representing each agency or
1 23 department.

Specifies that it is the intent of the General Assembly that the Department of Justice maintain a record of the estimated time incurred to represent each agency or department.

- 1 24 b. For victim assistance grants:
- | | | |
|------------|----|-----------|
| 1 25 | \$ | 1,438,200 |
| 1 26 | | 2,590,502 |

General Fund appropriation to the Department of Justice for the Victim Assistance Grants Program.

DETAIL: This is a decrease of \$285,898 compared to estimated FY 2012.

1 27 The funds appropriated in this lettered paragraph shall be
1 28 used to provide grants to care providers providing services to
1 29 crime victims of domestic abuse or to crime victims of rape and
1 30 sexual assault.

Requires Victim Assistance funds to be awarded as grants to providers of services for victims of domestic abuse, rape, and sexual assault.

1 31 The balance of the victim compensation fund established in
1 32 section 915.94 may be used to provide salary and support of not
1 33 more than 24 FTEs and to provide maintenance for the victim
1 34 compensation functions of the department of justice.

Permits 24.00 FTE positions to be funded from the Victim Compensation Fund to administer the victim compensation functions of the Department of Justice.

1 35 The department of justice shall transfer at least \$150,000
2 1 from the victim compensation fund established in section 915.94
2 2 to the victim assistance grant program.

Requires the Department of Justice to transfer at least \$150,000 from the Victim Compensation Fund to the Victim Assistance Grants Program in FY 2013.

2 3 c. For legal services for persons in poverty grants as
 2 4 provided in section 13.34:
 2 5\$ 907,416
 2 6 1,633,348

General Fund appropriation to the Department of Justice for the Legal Services Poverty Grants Program.

 DETAIL: This is a decrease of \$181,483 compared to estimated FY 2012.

2 7 2. a. The department of justice, in submitting budget
 2 8 estimates for the fiscal year commencing July 1, 2013, pursuant
 2 9 to section 8.23, shall include a report of funding from sources
 2 10 other than amounts appropriated directly from the general fund
 2 11 of the state to the department of justice or to the office of
 2 12 consumer advocate. These funding sources shall include but
 2 13 are not limited to reimbursements from other state agencies,
 2 14 commissions, boards, or similar entities, and reimbursements
 2 15 from special funds or internal accounts within the department
 2 16 of justice. The department of justice shall also report actual
 2 17 reimbursements for the fiscal year commencing July 1, 2011,
 2 18 and actual and expected reimbursements for the fiscal year
 2 19 commencing July 1, 2012.

Requires the Department of Justice to submit a report that specifies the amount of funding from all non-General Fund sources and any revisions that occur as a result of actual reimbursements. The report is to be submitted to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the Legislative Services Agency (LSA) by January 15, 2013.

2 20 b. The department of justice shall include the report
 2 21 required under paragraph "a", as well as information regarding
 2 22 any revisions occurring as a result of reimbursements actually
 2 23 received or expected at a later date, in a report to the
 2 24 co-chairpersons and ranking members of the joint appropriations
 2 25 subcommittee on the justice system and the legislative services
 2 26 agency. The department of justice shall submit the report on
 2 27 or before January 15, 2013.

2 28 Sec. 2. 2011 Iowa Acts, chapter 134, section 31, is amended
 2 29 to read as follows:

2 30 SEC. 31. OFFICE OF CONSUMER ADVOCATE. There is appropriated
 2 31 from the department of commerce revolving fund created in
 2 32 section 546.12 to the office of consumer advocate of the
 2 33 department of justice for the fiscal year beginning July 1,
 2 34 2012, and ending June 30, 2013, the following amount, or so
 2 35 much thereof as is necessary, to be used for the purposes
 3 1 designated:

Department of Commerce Revolving Fund appropriation to the Department of Justice for the Office of the Consumer Advocate.

 DETAIL: This is a no change compared to estimated FY 2012.

3 2 For salaries, support, maintenance, miscellaneous purposes,
 3 3 and for not more than the following full-time equivalent
 3 4 positions:

3 5\$ 1,568,082
 3 6 3,136,163
 3 7 FTEs 22.00

3 8 Sec. 3. 2011 Iowa Acts, chapter 134, section 32, is amended
 3 9 to read as follows:

3 10 SEC. 32. DEPARTMENT OF CORRECTIONS — FACILITIES.

3 11 1. There is appropriated from the general fund of the
 3 12 state to the department of corrections for the fiscal year
 3 13 beginning July 1, 2012, and ending June 30, 2013, the following
 3 14 amounts, or so much thereof as is necessary, to be used for the
 3 15 operation of adult correctional institutions, reimbursement
 3 16 of counties for certain confinement costs, and federal prison
 3 17 reimbursement, to be allocated as follows:

3 18 a. For the operation of the Fort Madison correctional
 3 19 facility, including salaries, support, maintenance, and
 3 20 miscellaneous purposes:
 3 21 \$ 20,515,644
 3 22 40,859,943

General Fund appropriation to the Department of Corrections (DOC) for the Fort Madison Correctional Facility.

DETAIL: This is a decrease of \$171,340 and 2.00 FTE positions compared to estimated FY 2012 to transfer funding and management responsibility for the Habitat for Humanity Program to Iowa Prison Industries.

3 23 b. For the operation of the Anamosa correctional facility,
 3 24 including salaries, support, maintenance, and miscellaneous
 3 25 purposes:
 3 26 \$ 45,992,987
 3 27 31,985,974

General Fund appropriation to the DOC for the Anamosa Correctional Facility.

DETAIL: This is no change compared to estimated FY 2012.

3 28 c. For the operation of the Oakdale correctional facility,
 3 29 including salaries, support, maintenance, and miscellaneous
 3 30 purposes:
 3 31 \$ 27,797,213
 3 32 55,717,933

General Fund appropriation to the DOC for the Oakdale Correctional Facility.

DETAIL: This is an increase of \$123,507 and 1.00 FTE position compared to FY 2012 to transfer a pharmacy position from the Clarinda Correctional Facility.

3 33 d. For the operation of the Newton correctional facility,
 3 34 including salaries, support, maintenance, and miscellaneous
 3 35 purposes:
 4 1 \$ 42,979,379
 4 2 25,958,757

General Fund appropriation to the DOC for the Newton Correctional Facility.

DETAIL: This is no change compared to estimated FY 2012.

4 3 e. For the operation of the Mt.Pleasant correctional
 4 4 facility, including salaries, support, maintenance, and
 4 5 miscellaneous purposes:
 4 6 \$ 42,958,908
 4 7 25,917,815

General Fund appropriation to the DOC for the Mount Pleasant Correctional Facility.

DETAIL: This is no change compared to estimated FY 2012.

4 8 f. For the operation of the Rockwell City correctional
 4 9 facility, including salaries, support, maintenance, and
 4 10 miscellaneous purposes:
 4 11 \$ 4,658,233

General Fund appropriation to the DOC for the Rockwell City Correctional Facility.

DETAIL: This is no change compared to estimated FY 2012.

<p>4 12</p> <p>4 13 g. For the operation of the Clarinda correctional facility,</p> <p>4 14 including salaries, support, maintenance, and miscellaneous</p> <p>4 15 purposes:</p> <p>4 16\$ 12,241,178</p> <p>4 1724,477,653</p> <p>4 18 Moneys received by the department of corrections as</p> <p>4 19 reimbursement for services provided to the Clarinda youth</p> <p>4 20 corporation are appropriated to the department and shall be</p> <p>4 21 used for the purpose of operating the Clarinda correctional</p> <p>4 22 facility.</p> <p>4 23 h. For the operation of the Mitchellville correctional</p> <p>4 24 facility, including salaries, support, maintenance, and</p> <p>4 25 miscellaneous purposes:</p> <p>4 26\$ 7,807,687</p> <p>4 2715,615,374</p> <p>4 28 i. For the operation of the Fort Dodge correctional</p> <p>4 29 facility, including salaries, support, maintenance, and</p> <p>4 30 miscellaneous purposes:</p> <p>4 31\$ 44,531,118</p> <p>4 3229,062,235</p> <p>4 33 j. For reimbursement of counties for temporary confinement</p> <p>4 34 of work release and parole violators, as provided in sections</p> <p>4 35 901.7, 904.908, and 906.17, and for offenders confined pursuant</p> <p>5 1 to section 904.513:</p> <p>5 2\$ 387,546</p> <p>5 3775,092</p> <p>5 4 k. For federal prison reimbursement, reimbursements for</p> <p>5 5 out-of-state placements, and miscellaneous contracts:</p> <p>5 6\$ 419,706</p> <p>5 7239,411</p> <p>5 8 l. For three correctional officer full-time equivalent</p> <p>5 9 positions that are to be assigned to a correctional institution</p>	<p>9,316,466</p> <p>General Fund appropriation to the DOC for the Clarinda Correctional Facility.</p> <p>DETAIL: This is a decrease of \$161,865 and 1.30 FTE positions compared to estimated FY 2012 for:</p> <ul style="list-style-type: none"> • A decrease of \$123,507 and 1.00 FTE position to transfer a pharmacy position to the Oakdale Correctional Facility • A decrease of \$38,358 and 0.30 FTE position to reflect the savings associated with Corrections Central Pharmacy. <p>Appropriates reimbursements from the Clarinda Youth Academy to the DOC for operating costs associated with the Clarinda Correctional Facility.</p> <p>DETAIL: The Clarinda Youth Academy's annual reimbursement to the Clarinda Correctional Facility is approximately \$1,400,000.</p> <p>General Fund appropriation to the DOC for the Mitchellville Correctional Facility.</p> <p>DETAIL: This is no change compared to estimated FY 2012.</p> <p>General Fund appropriation to the DOC for the Fort Dodge Correctional Facility.</p> <p>DETAIL: This is no change compared to estimated FY 2012.</p> <p>General Fund appropriation to the DOC for the County Confinement Account to pay for holding alleged parole and work release violators until their revocation hearings.</p> <p>DETAIL: This is no change compared to estimated FY 2012.</p> <p>General Fund appropriation to the DOC to reimburse the federal Bureau of Prisons for confining Iowa inmates and to pay miscellaneous contracts.</p> <p>DETAIL: This is no change compared to estimated FY 2012.</p> <p>Corrective amendment. The FY 2012 General Fund appropriation to the DOC funded three new correctional officer positions, to be</p>
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5 10 ~~by the director of the department of corrections:~~
 5 11 \$ 78,581

assigned by the Director.

DETAIL: The Director has assigned the positions to the Clarinda Correctional Facility. The funding is now included in the Clarinda Correctional Facility's appropriation.

5 12 2. The department of corrections shall use moneys
 5 13 appropriated in subsection 1 to continue to contract for the
 5 14 services of a Muslim imam and a Native American spiritual
 5 15 leader.

Requires the DOC to contract with a Muslim imam and Native American spiritual leader to provide religious services and religious counseling.

DETAIL: These contracts are required pursuant to federal court orders.

5 16 Sec. 4. 2011 Iowa Acts, chapter 134, section 33, is amended
 5 17 to read as follows:

5 18 SEC. 33. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.
 5 19 There is appropriated from the general fund of the state to the
 5 20 department of corrections for the fiscal year beginning July
 5 21 1, 2012, and ending June 30, 2013, the following amounts, or
 5 22 so much thereof as is necessary, to be used for the purposes
 5 23 designated:

5 24 1. For general administration, including salaries, support,
 5 25 maintenance, employment of an education director to administer
 5 26 a centralized education program for the correctional system,
 5 27 and miscellaneous purposes:
 5 28 \$ 2,417,774
 5 29 4,835,542

General Fund appropriation to the DOC for the Central Office.

DETAIL: This is no change compared to estimated FY 2012.

5 30 b. It is the intent of the general assembly that each
 5 31 lease negotiated by the department of corrections with a
 5 32 private corporation for the purpose of providing private
 5 33 industry employment of inmates in a correctional institution
 5 34 shall prohibit the private corporation from utilizing inmate
 5 35 labor for partisan political purposes for any person seeking
 6 1 election to public office in this state and that a violation
 6 2 of this requirement shall result in a termination of the lease
 6 3 agreement.

Specifies it is the intent of the General Assembly that the DOC prohibit the use of inmate labor for partisan political activities within Iowa when contracting for inmate workers to be employed by a private business. Violation of these contract terms will result in termination of the contract.

6 4 c. It is the intent of the general assembly that as a
 6 5 condition of receiving the appropriation provided in this
 6 6 subsection the department of corrections shall not enter into
 6 7 a lease or contractual agreement pursuant to section 904.809
 6 8 with a private corporation for the use of building space for
 6 9 the purpose of providing inmate employment without providing
 6 10 that the terms of the lease or contract establish safeguards to
 6 11 restrict, to the greatest extent feasible, access by inmates

Specifies it is the intent of the General Assembly that, as a condition of receiving appropriated funds, the DOC, when contracting with a private business for inmate employment, must restrict inmate access to personal identifying information of citizens.

6 12 working for the private corporation to personal identifying
6 13 information of citizens.

6 14 2. For educational programs for inmates at state penal
6 15 institutions:

6 16 \$ 1,154,055
6 17 2,308,109

General Fund appropriation to the DOC for educational programs for inmates.

DETAIL: This is no change compared to estimated FY 2012.

6 18 b. It is the intent of the general assembly that moneys
6 19 appropriated in this subsection shall be used solely for the
6 20 purpose indicated and that the moneys shall not be transferred
6 21 for any other purpose. In addition, it is the intent of the
6 22 general assembly that the department shall consult with the
6 23 community colleges in the areas in which the institutions are
6 24 located to utilize moneys appropriated in this subsection
6 25 to fund the high school completion, high school equivalency
6 26 diploma, adult literacy, and adult basic education programs in
6 27 a manner so as to maintain these programs at the institutions.

Specifies that it is the intent of the General Assembly that these funds be used only for inmate education. Also requires the DOC to consult with community colleges located within the area of the prisons regarding how to maintain the high school completion, high school equivalency diploma, adult literacy, and adult basic education programs at the institutions.

6 28 c. To maximize the funding for educational programs,
6 29 the department shall establish guidelines and procedures to
6 30 prioritize the availability of educational and vocational
6 31 training for inmates based upon the goal of facilitating an
6 32 inmate's successful release from the correctional institution.

Requires the DOC to establish guidelines and procedures to prioritize admission to educational and vocational programs to facilitate the successful release of inmates from prison.

6 33 d. The director of the department of corrections may
6 34 transfer moneys from Iowa prison industries and the canteen
6 35 operating funds established pursuant to section 904.310, for
7 1 use in educational programs for inmates.

Permits the DOC to transfer funds from the Iowa Prison Industries Revolving Fund and Institutions' Canteen Funds for educational programs for inmates.

7 2 e. Notwithstanding section 8.33, moneys appropriated in
7 3 this subsection that remain unobligated or unexpended at the
7 4 close of the fiscal year shall not revert but shall remain
7 5 available to be used only for the purposes designated in this
7 6 subsection until the close of the succeeding fiscal year.

Requires nonreversion of appropriated funds for the Inmate Education Program. Appropriated funds may remain available through the end of FY 2013.

7 7 3. For the development of the Iowa corrections offender
7 8 network (ICON) data system:

7 9 \$ 212,182
7 10 424,364

General Fund appropriation to the DOC for the Iowa Corrections Offender Network (ICON).

DETAIL: This is no change compared to estimated FY 2012.

7 11 4. For offender mental health and substance abuse
7 12 treatment:

7 13 \$ 11,160
7 14 22,319

General Fund appropriation to the DOC for mental health and substance abuse treatment.

DETAIL: This is no change compared to estimated FY 2012.

7 15 5. For viral hepatitis prevention and treatment:

General Fund appropriation to the DOC for viral hepatitis prevention

7 16	.....	\$	83,944
7 17	.....		<u>167,881</u>

and treatment.

DETAIL: This is no change compared to estimated FY 2012.

7 18 6. It is the intent of the general assembly that for
 7 19 the fiscal year addressed by this section the department of
 7 20 corrections shall continue to operate the correctional farms
 7 21 under the control of the department at the same or greater
 7 22 level of participation and involvement as existed as of January
 7 23 1, 2011; shall not enter into any rental agreement or contract
 7 24 concerning any farmland under the control of the department
 7 25 that is not subject to a rental agreement or contract as of
 7 26 January 1, 2011, without prior legislative approval; and
 7 27 shall further attempt to provide job opportunities at the
 7 28 farms for inmates. The department shall attempt to provide
 7 29 job opportunities at the farms for inmates by encouraging
 7 30 labor-intensive farming or gardening where appropriate; using
 7 31 inmates to grow produce and meat for institutional consumption;
 7 32 researching the possibility of instituting food canning
 7 33 and cook-and-chill operations; and exploring opportunities
 7 34 for organic farming and gardening, livestock ventures,
 7 35 horticulture, and specialized crops.

Specifies it is the intent of the General Assembly that the DOC continue farm operations at the same or greater level than the level that existed on January 1, 2011. The DOC is prohibited from renting farmland under the control of the DOC that is not currently being rented without legislative approval. The DOC is to provide meaningful job opportunities for inmates employed on the farms.

8 1 ~~7. The department of corrections shall solicit requests for~~
 8 2 ~~information to improve efficiencies at the pharmacy under the~~
 8 3 ~~control of the department.~~

Eliminates the requirement that the DOC solicit Requests For Information (RFI) to improve efficiencies in its pharmacy operation. The requirement remains in place for FY 2012.

8 4 Sec. 5. 2011 Iowa Acts, chapter 134, section 34, is amended
 8 5 to read as follows:

8 6 SEC. 34. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL
 8 7 SERVICES.

8 8 1. There is appropriated from the general fund of the state
 8 9 to the department of corrections for the fiscal year beginning
 8 10 July 1, 2012, and ending June 30, 2013, for salaries, support,
 8 11 maintenance, and miscellaneous purposes, the following amounts,
 8 12 or so much thereof as is necessary, to be allocated as follows:

8 13	a. For the first judicial district department of		
8 14	correctional services:		
8 15	.....	\$	6,102,474
8 16	.....		<u>12,204,948</u>

General Fund appropriation to the DOC for the First Community-Based Corrections (CBC) District Department.

DETAIL: This is no change compared to estimated FY 2012.

8 17	b. For the second judicial district department of		
8 18	correctional services:		
8 19	.....	\$	5,168,474

General Fund appropriation to the DOC for the Second CBC District Department.

8 20		10,336,948	DETAIL: This is no change compared to estimated FY 2012.
8 21	c. For the third judicial district department of		General Fund appropriation to the DOC for the Third CBC District
8 22	correctional services:		Department.
8 23	.....	\$ 2,799,883	
8 24		<u>5,599,765</u>	DETAIL: This is no change compared to estimated FY 2012.
8 25	d. For the fourth judicial district department of		General Fund appropriation to the DOC for the Fourth CBC District
8 26	correctional services:		Department.
8 27	.....	\$ 2,695,678	
8 28		<u>5,391,355</u>	DETAIL: This is no change compared to estimated FY 2012.
8 29	e. For the fifth judicial district department of		General Fund appropriation to the DOC for the Fifth CBC District
8 30	correctional services, including funding for electronic		Department.
8 31	monitoring devices for use on a statewide basis:		
8 32	.....	\$ 9,371,065	DETAIL: This is no change compared to estimated FY 2012.
8 33		<u>18,742,129</u>	
8 34	f. For the sixth judicial district department of		General Fund appropriation to the DOC for the Sixth CBC District
8 35	correctional services:		Department.
9 1	.....	\$ 6,556,282	
9 2		<u>13,112,563</u>	DETAIL: This is no change compared to estimated FY 2012.
9 3	g. For the seventh judicial district department of		General Fund appropriation to the DOC for the Seventh CBC District
9 4	correctional services:		Department.
9 5	.....	\$ 3,246,407	
9 6		<u>6,492,814</u>	DETAIL: This is no change compared to estimated FY 2012.
9 7	h. For the eighth judicial district department of		General Fund appropriation to the DOC for the Eighth CBC District
9 8	correctional services:		Department.
9 9	.....	\$ 3,439,858	
9 10		<u>6,879,715</u>	DETAIL: This is no change compared to estimated FY 2012.
9 11	2. Each judicial district department of correctional		Requires each CBC District Department, within available funding, to
9 12	services, within the funding available, shall continue programs		continue programs and plans within each District Department for
9 13	and plans established within that district to provide for		intensive supervision, sex offender treatment, diversion of low-risk
9 14	intensive supervision, sex offender treatment, diversion of		offenders to the least restrictive sanction available, job development,
9 15	low-risk offenders to the least restrictive sanction available,		and expanded use of intermediate sanctions.
9 16	job development, and expanded use of intermediate criminal		
9 17	sanctions.		
9 18	3. Each judicial district department of correctional		Requires each CBC District Department to provide alternatives to
9 19	services shall provide alternatives to prison consistent with		prison consistent with Iowa Code chapter 901B.
9 20	chapter 901B. The alternatives to prison shall ensure public		
9 21	safety while providing maximum rehabilitation to the offender.		

9 22 A judicial district department of correctional services may
9 23 also establish a day program.

9 24 4. The governor's office of drug control policy or any
9 25 succeeding entity of the governor's office of drug control
9 26 policy shall consider federal grants made to the department
9 27 of corrections for the benefit of each of the eight judicial
9 28 district departments of correctional services as local
9 29 government grants, as defined pursuant to federal regulations.

Requires the Governor's Office of Drug Control Policy to consider federal grants made to the DOC for the benefit of the CBC District Departments as local government grants rather than State government grants as defined by federal regulations.

9 30 5. The department of corrections shall continue to contract
9 31 with a judicial district department of correctional services to
9 32 provide for the rental of electronic monitoring equipment which
9 33 shall be available statewide.

Requires the DOC to contract with a CBC District Department for the rental of electronic monitoring equipment.

DETAIL: The DOC contracts with the Fifth CBC District Department for electronic monitoring devices that are available statewide.

9 34 Sec. 6. 2011 Iowa Acts, chapter 134, section 39, is amended
9 35 to read as follows:

10 1 SEC. 39. IOWA LAW ENFORCEMENT ACADEMY.
 10 2 1. There is appropriated from the general fund of the
 10 3 state to the Iowa law enforcement academy for the fiscal year
 10 4 beginning July 1, 2012, and ending June 30, 2013, the following
 10 5 amount, or so much thereof as is necessary, to be used for the
 10 6 purposes designated:
 10 7 For salaries, support, maintenance, miscellaneous purposes,
 10 8 including jailer training and technical assistance, and for not
 10 9 more than the following full-time equivalent positions:

10 10	.....	\$	434,349
10 11	.....		<u>868,698</u>
10 12	.....	FTEs	24.55
10 13	.....		<u>25.50</u>

General Fund appropriation to the Iowa Law Enforcement Academy (ILEA).

DETAIL: This is no change compared to estimated FY 2012.

10 14 It is the intent of the general assembly that the Iowa law
10 15 enforcement academy may provide training of state and local
10 16 law enforcement personnel concerning the recognition of and
10 17 response to persons with Alzheimer's disease.

Specifies the intent of the General Assembly that the ILEA may offer training for law enforcement officers in recognizing and responding to persons with Alzheimers disease.

10 18 The Iowa law enforcement academy may temporarily exceed and
10 19 draw more than the amount appropriated in this subsection and
10 20 incur a negative cash balance as long as there are receivables
10 21 equal to or greater than the negative balance and the amount
10 22 appropriated in this subsection is not exceeded at the close
10 23 of the fiscal year.

Permits the ILEA to incur a negative General Fund balance as long as there are equal receivables coming into the Academy by the close of the fiscal year.

DETAIL: This language is to assist with cash flow issues the ILEA faces in the last quarter of the fiscal year.

10 24 2. The Iowa law enforcement academy may select at least
10 25 five automobiles of the department of public safety, division

Permits the ILEA to annually exchange at least five vehicles returned to the State Fleet Administrator by the Department of Public Safety

10 26 of state patrol, prior to turning over the automobiles to
 10 27 the department of administrative services to be disposed
 10 28 of by public auction, and the Iowa law enforcement academy
 10 29 may exchange any automobile owned by the academy for each
 10 30 automobile selected if the selected automobile is used in
 10 31 training law enforcement officers at the academy. However, any
 10 32 automobile exchanged by the academy shall be substituted for
 10 33 the selected vehicle of the department of public safety and
 10 34 sold by public auction with the receipts being deposited in the
 10 35 depreciation fund to the credit of the department of public
 11 1 safety, division of state patrol.

(DPS) for any of the Academy's training vehicles. The vehicles received from the ILEA are to be sold at public auction, with the receipts to be deposited in the Depreciation Fund used to purchase new vehicles for the DPS.

11 2 Sec. 7. 2011 Iowa Acts, chapter 134, section 40, is amended
 11 3 to read as follows:

11 4 SEC. 40. STATE PUBLIC DEFENDER. There is appropriated from
 11 5 the general fund of the state to the office of the state public
 11 6 defender of the department of inspections and appeals for the
 11 7 fiscal year beginning July 1, 2012, and ending June 30, 2013,
 11 8 the following amounts, or so much thereof as is necessary, to
 11 9 be allocated as follows for the purposes designated:

11 10 1. For salaries, support, maintenance, miscellaneous
 11 11 purposes, and for not more than the following full-time
 11 12 equivalent positions:
 11 13 \$ 12,541,591
 11 14 25,862,182
 11 15 FTEs 219.00

General Fund appropriation to the Department of Inspections and Appeals (DIA) for the Office of the State Public Defender.

DETAIL: This is an increase of \$779,000 compared to the FY 2012 appropriation to reflect a transfer from the Indigent Defense appropriation. The increase permits the Office to maintain existing staff.

11 16 2. For ~~the fees of court-appointed attorneys for indigent~~
 11 17 ~~payments on behalf of eligible~~ adults and juveniles ~~from the~~
 11 18 ~~indigent defense fund~~, in accordance with section ~~232.141 and~~
 11 19 ~~chapter 815 815.11:~~

General Fund appropriation to the DIA for the Indigent Defense Program.

DETAIL: This is a decrease of \$779,000 compared to the estimated FY 2012 appropriation to transfer funds to the State Public Defender's Office.

11 20 \$ 15,340,464
 11 21 29,901,929

11 22 Sec. 8. 2011 Iowa Acts, chapter 134, section 41, is amended
 11 23 to read as follows:

11 24 SEC. 41. BOARD OF PAROLE. There is appropriated from the
 11 25 general fund of the state to the board of parole for the fiscal
 11 26 year beginning July 1, 2012, and ending June 30, 2013, the
 11 27 following amount, or so much thereof as is necessary, to be
 11 28 used for the purposes designated:

General Fund appropriation to the Board of Parole.

DETAIL: This is no change in funding and an increase of 2.00 FTE positions compared to estimated FY 2012 to reflect current staffing.

11 29	For salaries, support, maintenance, miscellaneous purposes,	
11 30	and for not more than the following full-time equivalent	
11 31	positions:	
11 32	.....	\$ 526,918
11 33	.....	<u>1,053,835</u>
11 34	..... FTEs	42.50
11 35	.....	<u>13.00</u>

12 1 Sec. 9. 2011 Iowa Acts, chapter 134, section 42, is amended
 12 2 to read as follows:

12 3 SEC. 42. DEPARTMENT OF PUBLIC DEFENSE. There is
 12 4 appropriated from the general fund of the state to the
 12 5 department of public defense for the fiscal year beginning July
 12 6 1, 2012, and ending June 30, 2013, the following amounts, or
 12 7 so much thereof as is necessary, to be used for the purposes
 12 8 designated:

12 9 1. MILITARY DIVISION

12 10	For salaries, support, maintenance, miscellaneous purposes,	
12 11	and for not more than the following full-time equivalent	
12 12	positions:	
12 13	.....	\$ 2,763,524
12 14	.....	<u>5,527,042</u>
12 15	..... FTEs	313.00
12 16	.....	<u>309.21</u>

12 17 The military division may temporarily exceed and draw more
 12 18 than the amount appropriated in this subsection and incur a
 12 19 negative cash balance as long as there are receivables of
 12 20 federal funds equal to or greater than the negative balance and
 12 21 the amount appropriated in this subsection is not exceeded at
 12 22 the close of the fiscal year.

12 23 2. HOMELAND SECURITY AND EMERGENCY MANAGEMENT DIVISION

12 24	For salaries, support, maintenance, miscellaneous purposes,	
12 25	and for not more than the following full-time equivalent	
12 26	positions:	
12 27	.....	\$ 918,439
12 28	.....	<u>1,836,877</u>
12 29	..... FTEs	40.00
12 30	.....	<u>35.34</u>

General Fund appropriation to the Military Division of the Department of Public Defense.

DETAIL: This is no change compared to estimated FY 2012.

Permits the Military Division to incur a negative cash balance as long as the Division has federal reimbursable expenses to cover the negative balance.

DETAIL: The Military Division can experience a delay of up to 30 days in federal reimbursement for eligible expenses. This authorization permits the Division to use State General Fund money to cover these expenses until the federal funds are received. To alleviate the cash flow problem, the federal government has instituted an Advance Payment System that permits the State to receive an advance of federal funds to meet payroll and other requirements. The Division has implemented the accounting procedure to use the new System.

General Fund appropriation to the Homeland Security and Emergency Management Division.

DETAIL: This is no change compared to estimated FY 2012.

12 31 a. The homeland security and emergency management
 12 32 division may temporarily exceed and draw more than the amount
 12 33 appropriated in this subsection and incur a negative cash
 12 34 balance as long as there are receivables of federal funds
 12 35 equal to or greater than the negative balance and the amount
 13 1 appropriated in this subsection is not exceeded at the close
 13 2 of the fiscal year.

Permits the Homeland Security and Emergency Management Division to incur a negative cash balance as long as the Division has federal reimbursable expenses to cover the negative balance.

DETAIL: The Homeland Security and Emergency Management Division can experience a delay of up to 30 days in federal reimbursement for eligible expenses. This authorization permits the Division to use State General Fund money to cover these expenses until the federal funds are received. To alleviate the cash flow problem, the federal government has instituted an Advance Payment System that permits the State to receive an advance of federal funds to meet payroll and other requirements. The Division has implemented the accounting procedure to use the new System.

13 3 b. It is the intent of the general assembly that the
 13 4 homeland security and emergency management division work in
 13 5 conjunction with the department of public safety, to the extent
 13 6 possible, when gathering and analyzing information related
 13 7 to potential domestic or foreign security threats, and when
 13 8 monitoring such threats.

Specifies it is the intent of the General Assembly that the Homeland Security and Emergency Management Division work in conjunction with the DPS when gathering and analyzing information related to potential domestic and foreign security threats.

13 9 Sec. 10. 2011 Iowa Acts, chapter 134, section 43, is amended
 13 10 to read as follows:

13 11 SEC. 43. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
 13 12 from the general fund of the state to the department of public
 13 13 safety for the fiscal year beginning July 1, 2012, and ending
 13 14 June 30, 2013, the following amounts, or so much thereof as is
 13 15 necessary, to be used for the purposes designated:

13 16 1. For the department's administrative functions, including
 13 17 the criminal justice information system, and for not more than
 13 18 the following full-time equivalent positions:

General Fund appropriation to the DPS for the Administrative Services Division.

DETAIL: This is no change compared to estimated FY 2012.

13 19	.....	\$	2,003,538
13 20	.....		<u>4,007,075</u>
13 21	.....	FTEs	36.00

13 22 2. For the division of criminal investigation, including
 13 23 the state's contribution to the peace officers' retirement,
 13 24 accident, and disability system provided in chapter 97A in the
 13 25 amount of the state's normal contribution rate, as defined in
 13 26 section 97A.8, multiplied by the salaries for which the funds
 13 27 are appropriated, to meet federal fund matching requirements,
 13 28 and for not more than the following full-time equivalent
 13 29 positions:

General Fund appropriation to the DPS for the Division of Criminal Investigation (DCI).

DETAIL: This is no change compared to estimated FY 2012.

13 30	.....	\$	6,266,966
13 31	.....		<u>12,533,931</u>

13 32 FTEs 159.10
 13 33 155.10

13 34 The department shall employ one additional special agent and
 13 35 one additional criminalist for the purpose of investigating
 14 1 cold cases. Prior to employing the additional special agent
 14 2 and criminalist authorized in this paragraph, the department
 14 3 shall provide a written statement to prospective employees that
 14 4 states to the effect that the positions are being funded by a
 14 5 temporary federal grant and there are no assurances that funds
 14 6 from other sources will be available after the federal funding
 14 7 expires. If the federal funding for the additional positions
 14 8 expires during the fiscal year, the number of full-time
 14 9 equivalent positions authorized in this subsection is reduced
 14 10 by 2.00 FTEs.

Requires the DPS to employ one special agent and one criminalist to investigate cold cases. However, the Department must eliminate the 2.00 FTE positions if federal funds are not received for the Cold Case Unit.

14 11 3. For the criminalistics laboratory fund created in
 14 12 section 691.9:
 14 13 \$ 151,173
 14 14 302,345

General Fund appropriation to the DPS for the Crime Laboratory Fund.

DETAIL: This is no change compared to estimated FY 2012.

14 15 4. a. For the division of narcotics enforcement, including
 14 16 the state's contribution to the peace officers' retirement,
 14 17 accident, and disability system provided in chapter 97A in the
 14 18 amount of the state's normal contribution rate, as defined in
 14 19 section 97A.8, multiplied by the salaries for which the funds
 14 20 are appropriated, to meet federal fund matching requirements,
 14 21 and for not more than the following full-time equivalent
 14 22 positions:
 14 23 \$ 3,214,942
 14 24 6,429,884
 14 25 FTEs 74.00
 14 26 69.00

General Fund appropriation to the DPS for the Division of Narcotics Enforcement (DNE).

DETAIL: This is no change compared to estimated FY 2012.

14 27 b. For the division of narcotics enforcement for undercover
 14 28 purchases:
 14 29 \$ 54,524
 14 30 109,042

General Fund appropriation to the DPS for the DNE undercover purchases.

DETAIL: This is no change compared to estimated FY 2012.

14 31 5. For the division of state fire marshal, for fire
 14 32 protection services as provided through the state fire service
 14 33 and emergency response council as created in the department,
 14 34 and for the state's contribution to the peace officers'
 14 35 retirement, accident, and disability system provided in chapter
 15 1 97A in the amount of the state's normal contribution rate, as
 15 2 defined in section 97A.8, multiplied by the salaries for which
 15 3 the funds are appropriated, and for not more than the following

General Fund appropriation to the DPS for the State Fire Marshal's Office.

DETAIL: This is no change compared to estimated net FY 2012.

15	4	full-time equivalent positions:		
15	5	.....	\$	2,149,354
15	6	.....		<u>4,298,707</u>
15	7	..... FTEs		55.00
15	8	.....		<u>54.00</u>

15	9	6. For the division of state patrol, for salaries, support,		
15	10	maintenance, workers' compensation costs, and miscellaneous		
15	11	purposes, including the state's contribution to the peace		
15	12	officers' retirement, accident, and disability system provided		
15	13	in chapter 97A in the amount of the state's normal contribution		
15	14	rate, as defined in section 97A.8, multiplied by the salaries		
15	15	for which the funds are appropriated, and for not more than the		
15	16	following full-time equivalent positions:		
15	17	.....	\$	25,951,617
15	18	.....		<u>51,903,233</u>
15	19	..... FTEs		513.00
15	20	.....		<u>498.05</u>

15 21 It is the intent of the general assembly that members of the
 15 22 state patrol be assigned to patrol the highways and roads in
 15 23 lieu of assignments for inspecting school buses for the school
 15 24 districts.

15	25	7. For deposit in the sick leave benefits fund established		
15	26	under section 80.42 for all departmental employees eligible to		
15	27	receive benefits for accrued sick leave under the collective		
15	28	bargaining agreement:		
15	29	.....	\$	439,759
15	30	.....		<u>279,517</u>

15	31	8. For costs associated with the training and equipment		
15	32	needs of volunteer fire fighters:		
15	33	.....	\$	362,760
15	34	.....		<u>725,520</u>

15 35 a. Notwithstanding section 8.33, moneys appropriated in
 16 1 this subsection that remain unencumbered or unobligated at the
 16 2 close of the fiscal year shall not revert but shall remain
 16 3 available for expenditure only for the purpose designated in
 16 4 this subsection until the close of the succeeding fiscal year.

16 5 b. Notwithstanding section 8.39, within the moneys
 16 6 appropriated in this section, the department of public safety
 16 7 may reallocate moneys as necessary to best fulfill the needs
 16 8 provided for in the appropriation. However, the department
 16 9 shall not reallocate an appropriation made to the department

General Fund appropriation to the Iowa State Patrol.

DETAIL: This is no change compared to estimated FY 2012.

Specifies it is the intent of the General Assembly that the Iowa State
 Patrol assign education officers to perform school bus inspections
 rather than having road troopers perform these inspections.

General Fund appropriation to create a nonreversionary fund in the
 DPS to be used for sick leave payout. All sworn officers of the
 Department are eligible to receive benefits for accrued sick leave under
 the collective bargaining agreement.

DETAIL: This is no change compared to estimated FY 2012.

General Fund appropriation to the DPS for Volunteer Fire Fighter
 Training.

DETAIL: This is no change compared to estimated FY 2012.

Requires nonreversion of appropriated funds for fire fighter training and
 equipment needs. Appropriated funds may remain available through
 the end of FY 2014.

Permits funds appropriated to the DPS to be allocated as necessary to
 fulfill appropriation needs within the Department. The Department is
 not allowed to reallocate an appropriation unless notice is given to the
 Legislative Services Agency and the Department of Management
 (DOM) prior to the effective date of the reallocation. The Department is

16 10 in this section unless notice of the reallocation is given
 16 11 to the legislative services agency and the department of
 16 12 management prior to the effective date of the reallocation.
 16 13 The notice shall include information regarding the rationale
 16 14 for reallocating the appropriation. The department shall
 16 15 not reallocate an appropriation made in this section for the
 16 16 purpose of eliminating any program.

not allowed to reallocate the appropriations for the purpose of
 eliminating a program.

16 17 Sec. 11. 2011 Iowa Acts, chapter 134, section 44, is amended
 16 18 to read as follows:

16 19 SEC. 44. GAMING ENFORCEMENT.

Gaming Enforcement Revolving Fund appropriation to the DPS for
 direct and indirect support costs for DCI agents and officers for gaming
 enforcement.

16 20 1. There is appropriated from the gaming enforcement
 16 21 revolving fund created in section 80.43 to the department of
 16 22 public safety for the fiscal year beginning July 1, 2012, and
 16 23 ending June 30, 2013, the following amount, or so much thereof
 16 24 as is necessary, to be used for the purposes designated:
 16 25 For any direct and indirect support costs for agents
 16 26 and officers of the division of criminal investigation's
 16 27 excursion gambling boat, gambling structure, and racetrack
 16 28 enclosure enforcement activities, including salaries, support,
 16 29 maintenance, miscellaneous purposes, and for not more than the
 16 30 following full-time equivalent positions:

DETAIL: This is no change in funding and a decrease of 5.00 FTE
 positions compared to estimated net FY 2012.

16 31	.....	\$	4,918,153
16 32			<u>10,335,709</u>
16 33	.....	FTEs	420.00
16 34			<u>115.00</u>

16 35 2. For each additional license to conduct gambling games on
 17 1 an excursion gambling boat, gambling structure, or racetrack
 17 2 enclosure issued during the fiscal year beginning July 1, 2012,
 17 3 there is appropriated from the gaming enforcement fund to the
 17 4 department of public safety for the fiscal year beginning July
 17 5 1, 2012, and ending June 30, 2013, an additional amount of not
 17 6 more than \$521,000 to be used for not more than 6.00 additional
 17 7 full-time equivalent positions.

If an additional gambling license is granted in FY 2013, an additional
 \$521,000 and 6.00 FTE positions may be expended from the Gaming
 Enforcement Fund.

17 8 3. The department of public safety, with the approval
 17 9 of the department of management, may employ no more than two
 17 10 special agents and four gaming enforcement officers for each
 17 11 additional riverboat or gambling structure regulated after July
 17 12 1, 2012, and one special agent for each racing facility which
 17 13 becomes operational during the fiscal year which begins July 1,
 17 14 2012. One additional gaming enforcement officer, up to a total
 17 15 of four per riverboat or gambling structure, may be employed
 17 16 for each riverboat or gambling structure that has extended
 17 17 operations to 24 hours and has not previously operated with a
 17 18 24-hour schedule. Positions authorized in this subsection are

Permits the DPS to employ a maximum of two special agents and four
 gaming enforcement officers if approved by the DOM for new
 riverboats licensed after July 1, 2012, and for riverboats that have
 extended operations to 24 hours. Also, permits the employment of one
 special agent for each racing facility that becomes operational during
 FY 2013.

17 19 in addition to the full-time equivalent positions otherwise
17 20 authorized in this section.

17 21 Sec. 12. 2011 Iowa Acts, chapter 134, section 45, is amended
17 22 to read as follows:

17 23 SEC. 45. CIVIL RIGHTS COMMISSION. There is appropriated
 17 24 from the general fund of the state to the Iowa state civil
 17 25 rights commission for the fiscal year beginning July 1,
 17 26 2012, and ending June 30, 2013, the following amount, or so
 17 27 much thereof as is necessary, to be used for the purposes
 17 28 designated:

17 29	For salaries, support, maintenance, miscellaneous purposes,	
17 30	and for not more than the following full-time equivalent	
17 31	positions:	
17 32	.....	\$ 648,535
17 33		1,167,362
17 34	..... FTEs	28.00

General Fund appropriation to the Civil Rights Commission.

DETAIL: This is a decrease of \$129,707 compared to estimated FY 2012.

17 35 The Iowa state civil rights commission may enter into
18 1 a contract with a nonprofit organization to provide legal
18 2 assistance to resolve civil rights complaints.

Permits the Iowa Civil Rights Commission to contract with a nonprofit organization to resolve civil rights complaints.

18 3 Sec. 13. Section 80.43, subsection 1, Code 2011, is amended
18 4 to read as follows:

Requires money to be transferred from the Gaming Enforcement Revolving Fund to the General Fund on an annual basis.

18 5 1. A gaming enforcement revolving fund is created in the
 18 6 state treasury under the control of the department. The fund
 18 7 shall consist of fees collected and deposited into the fund
 18 8 paid by licensees pursuant to section 99D.14, subsection 2,
 18 9 paragraph "b", and fees paid by licensees pursuant to section
 18 10 99F.10, subsection 4, paragraph "b". All costs for agents and
 18 11 officers plus any direct ~~and indirect~~ support costs for such
 18 12 agents and officers of the division of criminal investigation's
 18 13 racetrack, excursion boat, or gambling structure enforcement
 18 14 activities shall be paid from the fund as provided in
 18 15 appropriations made for this purpose by the general assembly.

DETAIL: This statutory change is estimated to result in the transfer of \$1,100,000 from the Gaming Enforcement Revolving Fund to the General Fund beginning in FY 2013 and annually thereafter.

18 16 Sec. 14. Section 99D.14, subsection 2, paragraph b, Code
18 17 Supplement 2011, is amended to read as follows:

18 18 b. Notwithstanding sections 8.60 and 99D.17, the portion of
 18 19 the fee paid pursuant to paragraph "a" relating to the costs
 18 20 of special agents plus any direct and indirect support costs
 18 21 for the agents, for the division of criminal investigation's
 18 22 racetrack activities, ~~shall not be deposited in the general~~
 18 23 ~~fund of the state but instead~~ shall be deposited into the
 18 24 gaming enforcement revolving fund established in section 80.43.
 18 25 However, the department of public safety shall transfer, on an
 18 26 annual basis, the portion of the regulatory fee attributable to
 18 27 the indirect support costs of the special agents to the general

18 28 fund of the state.
18 29 Sec. 15. Section 99F.10, subsection 4, paragraph b, Code
18 30 Supplement 2011, is amended to read as follows:
18 31 b. Notwithstanding sections 8.60 and 99F.4, the portion of
18 32 the fee paid pursuant to paragraph "a" relating to the costs
18 33 of special agents and officers plus any direct and indirect
18 34 support costs for the agents and officers, for the division of
18 35 criminal investigation's excursion gambling boat or gambling
19 1 structure activities, ~~shall not be deposited in the general~~
19 2 ~~fund of the state but instead~~ shall be deposited into the
19 3 gaming enforcement revolving fund established in section 80.43.
19 4 However, the department of public safety shall transfer, on an
19 5 annual basis, the portion of the regulatory fee attributable
19 6 to the indirect support costs of the special agents and gaming
19 7 enforcement officers to the general fund of the state.

19 8 Sec. 16. EFFECTIVE UPON ENACTMENT. The following
19 9 provisions of this Act, being deemed of immediate importance,
19 10 take effect upon enactment:
19 11 1. The section of this Act amending section 80.43,
19 12 subsection 1.
19 13 2. The section of this Act amending section 99D.14,
19 14 subsection 2, paragraph "b".
19 15 3. The section of this Act amending section 99F.10,
19 16 subsection 4.

The language permitting the transfer of receipts from indirect billings for gaming enforcement from the Gaming Enforcement Revolving Fund to the General Fund takes effect upon enactment.

DETAIL: It is estimated this statutory change will result in the transfer of \$2,000,000 from the Gaming Enforcement Revolving Fund to the General Fund for FY 2012.

Summary Data

General Fund

	Actual FY 2011 <u>(1)</u>	Estimated FY 2012 <u>(2)</u>	Enacted FY 2013 <u>(3)</u>	House Approp FY 2013 <u>(4)</u>	FY 2013 House Approp Total <u>(5)</u>	House Appr vs FY 12 Est <u>(6)</u>
Justice System	\$ 491,454,676	\$ 506,075,850	\$ 253,037,934	\$ 251,451,837	\$ 504,489,771	\$ -1,586,079
Grand Total	<u>\$ 491,454,676</u>	<u>\$ 506,075,850</u>	<u>\$ 253,037,934</u>	<u>\$ 251,451,837</u>	<u>\$ 504,489,771</u>	<u>\$ -1,586,079</u>

Justice System General Fund

	Actual FY 2011 <u>(1)</u>	Estimated FY 2012 <u>(2)</u>	Enacted FY 2013 <u>(3)</u>	House Approp FY 2013 <u>(4)</u>	FY 2013 House Approp Total <u>(5)</u>	House Appr vs FY 12 Est <u>(6)</u>
<u>Justice, Department of</u>						
Justice, Dept. of						
General Office A.G.	\$ 7,782,682	\$ 7,792,930	\$ 3,896,465	\$ 3,117,172	\$ 7,013,637	\$ -779,293
Victim Assistance Grants	3,060,000	2,876,400	1,438,200	1,152,302	2,590,502	-285,898
Legal Services Poverty Grants	<u>1,930,671</u>	<u>1,814,831</u>	<u>907,416</u>	<u>725,932</u>	<u>1,633,348</u>	<u>-181,483</u>
Total Justice, Department of	\$ 12,773,353	\$ 12,484,161	\$ 6,242,081	\$ 4,995,406	\$ 11,237,487	\$ -1,246,674
<u>Civil Rights Commission</u>						
Civil Rights Commission						
Civil Rights Commission	\$ 1,334,589	\$ 1,297,069	\$ 648,534	\$ 518,828	\$ 1,167,362	\$ -129,707
Total Civil Rights Commission	\$ 1,334,589	\$ 1,297,069	\$ 648,534	\$ 518,828	\$ 1,167,362	\$ -129,707
<u>Corrections, Dept. of</u>						
Fort Madison						
Ft. Madison Institution	\$ 38,453,601	\$ 41,031,283	\$ 20,515,641	\$ 20,344,302	\$ 40,859,943	\$ -171,340
Anamosa						
Anamosa Institution	\$ 29,563,854	\$ 31,985,974	\$ 15,992,987	\$ 15,992,987	\$ 31,985,974	\$ 0
Oakdale						
Oakdale Institution	\$ 55,000,040	\$ 55,594,426	\$ 27,797,213	\$ 27,920,720	\$ 55,717,933	\$ 123,507
Newton						
Newton Institution	\$ 25,700,753	\$ 25,958,757	\$ 12,979,379	\$ 12,979,378	\$ 25,958,757	\$ 0
Mt Pleasant						
Mt. Pleasant Inst.	\$ 25,551,510	\$ 25,917,815	\$ 12,958,908	\$ 12,958,907	\$ 25,917,815	\$ 0
Rockwell City						
Rockwell City Institution	\$ 9,078,666	\$ 9,316,466	\$ 4,658,233	\$ 4,658,233	\$ 9,316,466	\$ 0
Clarinda						
Clarinda Institution	\$ 23,016,294	\$ 24,639,518	\$ 12,241,178	\$ 12,236,475	\$ 24,477,653	\$ -161,865
Mitchellville						
Mitchellville Institution	\$ 15,283,848	\$ 15,615,374	\$ 7,807,687	\$ 7,807,687	\$ 15,615,374	\$ 0
Fort Dodge						
Ft. Dodge Institution	\$ 28,310,185	\$ 29,062,235	\$ 14,531,118	\$ 14,531,117	\$ 29,062,235	\$ 0

Justice System General Fund

	Actual FY 2011 (1)	Estimated FY 2012 (2)	Enacted FY 2013 (3)	House Approp FY 2013 (4)	FY 2013 House Approp Total (5)	House Appr vs FY 12 Est (6)
Central Office						
Corrections Administration	\$ 4,237,054	\$ 4,835,542	\$ 2,417,771	\$ 2,417,771	\$ 4,835,542	\$ 0
County Confinement	775,092	775,092	387,546	387,546	775,092	0
Federal Prisoners/Contractual	239,411	239,411	119,706	119,705	239,411	0
Corrections Education	1,558,109	2,308,109	1,154,055	1,154,054	2,308,109	0
Iowa Corrections Offender Network	424,364	424,364	212,182	212,182	424,364	0
Mental Health/Substance Abuse	22,319	22,319	11,160	11,159	22,319	0
Hepatitis Treatment And Education	167,881	167,881	83,941	83,940	167,881	0
New Correctional Officers	0	0	78,581	-78,581	0	0
Total Central Office	\$ 7,424,230	\$ 8,772,718	\$ 4,464,942	\$ 4,307,776	\$ 8,772,718	\$ 0
CBC District 1						
CBC District I	\$ 11,920,098	\$ 12,204,948	\$ 6,102,474	\$ 6,102,474	\$ 12,204,948	\$ 0
CBC District 2						
CBC District II	\$ 10,336,948	\$ 10,336,948	\$ 5,168,474	\$ 5,168,474	\$ 10,336,948	\$ 0
CBC District 3						
CBC District III	\$ 5,501,879	\$ 5,599,765	\$ 2,799,883	\$ 2,799,882	\$ 5,599,765	\$ 0
CBC District 4						
CBC District IV	\$ 5,391,355	\$ 5,391,355	\$ 2,695,678	\$ 2,695,677	\$ 5,391,355	\$ 0
CBC District 5						
CBC District V	\$ 18,407,129	\$ 18,742,129	\$ 9,371,065	\$ 9,371,064	\$ 18,742,129	\$ 0
CBC District 6						
CBC District VI	\$ 12,709,753	\$ 13,112,563	\$ 6,556,282	\$ 6,556,281	\$ 13,112,563	\$ 0
CBC District 7						
CBC District VII	\$ 6,492,814	\$ 6,492,814	\$ 3,246,407	\$ 3,246,407	\$ 6,492,814	\$ 0
CBC District 8						
CBC District VIII	\$ 6,731,055	\$ 6,879,715	\$ 3,439,858	\$ 3,439,857	\$ 6,879,715	\$ 0
Total Corrections, Dept. of	\$ 334,874,012	\$ 346,654,803	\$ 173,327,407	\$ 173,117,698	\$ 346,445,105	\$ -209,698
<u>Inspections & Appeals, Dept. of</u>						
Public Defender						
Public Defender	\$ 24,083,182	\$ 25,083,182	\$ 12,541,591	\$ 13,320,591	\$ 25,862,182	\$ 779,000
Indigent Defense Appropriation	31,680,929	30,680,929	15,340,464	14,561,465	29,901,929	-779,000
Total Inspections & Appeals, Dept. of	\$ 55,764,111	\$ 55,764,111	\$ 27,882,055	\$ 27,882,056	\$ 55,764,111	\$ 0

Justice System General Fund

	Actual FY 2011 (1)	Estimated FY 2012 (2)	Enacted FY 2013 (3)	House Approp FY 2013 (4)	FY 2013 House Approp Total (5)	House Appr vs FY 12 Est (6)
<u>Iowa Law Enforcement Academy</u>						
Iowa Law Enforcement Academy						
Law Enforcement Academy	\$ 840,667	\$ 868,698	\$ 434,349	\$ 434,349	\$ 868,698	\$ 0
Total Iowa Law Enforcement Academy	\$ 840,667	\$ 868,698	\$ 434,349	\$ 434,349	\$ 868,698	\$ 0
<u>Parole, Board of</u>						
Parole Board						
Parole Board	\$ 969,043	\$ 1,053,835	\$ 526,918	\$ 526,917	\$ 1,053,835	\$ 0
Total Parole, Board of	\$ 969,043	\$ 1,053,835	\$ 526,918	\$ 526,917	\$ 1,053,835	\$ 0
<u>Public Defense, Dept. of</u>						
Public Defense, Dept. of						
Public Defense, Department of	\$ 5,879,832	\$ 5,527,042	\$ 2,763,521	\$ 2,763,521	\$ 5,527,042	\$ 0
Emergency Management Division						
Homeland Security & Emer. Mgmt.	\$ 1,940,548	\$ 1,836,877	\$ 918,439	\$ 918,438	\$ 1,836,877	\$ 0
Total Public Defense, Dept. of	\$ 7,820,380	\$ 7,363,919	\$ 3,681,960	\$ 3,681,959	\$ 7,363,919	\$ 0
<u>Public Safety, Department of</u>						
Public Safety, Dept. of						
Public Safety Administration	\$ 4,007,075	\$ 4,007,075	\$ 2,003,538	\$ 2,003,537	\$ 4,007,075	\$ 0
Public Safety DCI	12,533,931	12,533,931	6,266,966	6,266,965	12,533,931	0
DCI - Crime Lab Equipment/Training	302,345	302,345	151,173	151,172	302,345	0
Narcotics Enforcement	6,429,884	6,429,884	3,214,942	3,214,942	6,429,884	0
Public Safety Undercover Funds	109,042	109,042	54,521	54,521	109,042	0
DPS Fire Marshal	4,298,707	4,298,707	2,149,354	2,149,353	4,298,707	0
Iowa State Patrol	48,505,765	51,903,233	25,951,617	25,951,616	51,903,233	0
DPS/SPOC Sick Leave Payout	279,517	279,517	139,759	139,758	279,517	0
Fire Fighter Training	612,255	725,520	362,760	362,760	725,520	0
Total Public Safety, Department of	\$ 77,078,521	\$ 80,589,254	\$ 40,294,630	\$ 40,294,624	\$ 80,589,254	\$ 0
Total Justice System	\$ 491,454,676	\$ 506,075,850	\$ 253,037,934	\$ 251,451,837	\$ 504,489,771	\$ -1,586,079

Summary Data

Other Fund

	Actual FY 2011 <u>(1)</u>	Estimated FY 2012 <u>(2)</u>	Enacted FY 2013 <u>(3)</u>	House Approp FY 2013 <u>(4)</u>	FY 2013 House Approp Total <u>(5)</u>	House Appr vs FY 12 Est <u>(6)</u>
Justice System	\$ 13,112,054	\$ 13,471,872	\$ 6,486,235	\$ 6,985,637	\$ 13,471,872	\$ 0
Grand Total	<u>\$ 13,112,054</u>	<u>\$ 13,471,872</u>	<u>\$ 6,486,235</u>	<u>\$ 6,985,637</u>	<u>\$ 13,471,872</u>	<u>\$ 0</u>

Justice System Other Fund

	Actual FY 2011 <u>(1)</u>	Estimated FY 2012 <u>(2)</u>	Enacted FY 2013 <u>(3)</u>	House Approp FY 2013 <u>(4)</u>	FY 2013 House Approp Total <u>(5)</u>	House Appr vs FY 12 Est <u>(6)</u>
<u>Justice, Department of</u>						
Consumer Advocate						
Consumer Advocate - CMRF	\$ 3,318,465	\$ 3,136,163	\$ 1,568,082	\$ 1,568,081	\$ 3,136,163	\$ 0
Total Justice, Department of	<u>\$ 3,318,465</u>	<u>\$ 3,136,163</u>	<u>\$ 1,568,082</u>	<u>\$ 1,568,081</u>	<u>\$ 3,136,163</u>	<u>\$ 0</u>
<u>Public Safety, Department of</u>						
Public Safety, Dept. of						
DPS Gaming Enforcement	\$ 9,793,589	\$ 10,335,709	\$ 4,918,153	\$ 5,417,556	\$ 10,335,709	\$ 0
Total Public Safety, Department of	<u>\$ 9,793,589</u>	<u>\$ 10,335,709</u>	<u>\$ 4,918,153</u>	<u>\$ 5,417,556</u>	<u>\$ 10,335,709</u>	<u>\$ 0</u>
Total Justice System	<u><u>\$ 13,112,054</u></u>	<u><u>\$ 13,471,872</u></u>	<u><u>\$ 6,486,235</u></u>	<u><u>\$ 6,985,637</u></u>	<u><u>\$ 13,471,872</u></u>	<u><u>\$ 0</u></u>

Summary Data

FTE

	Actual FY 2011 <u>(1)</u>	Estimated FY 2012 <u>(2)</u>	Enacted FY 2013 <u>(3)</u>	House Approp FY 2013 <u>(4)</u>	FY 2013 House Approp Total <u>(5)</u>	House Appr vs FY 12 Est <u>(6)</u>
Justice System	5,618.98	5,488.84	5,822.90	-326.36	5,496.54	7.70
Grand Total	<u>5,618.98</u>	<u>5,488.84</u>	<u>5,822.90</u>	<u>-326.36</u>	<u>5,496.54</u>	<u>7.70</u>

Justice System FTE

	Actual FY 2011 <u>(1)</u>	Estimated FY 2012 <u>(2)</u>	Enacted FY 2013 <u>(3)</u>	House Approp FY 2013 <u>(4)</u>	FY 2013 House Approp Total <u>(5)</u>	House Appr vs FY 12 Est <u>(6)</u>
<u>Justice, Department of</u>						
Justice, Dept. of						
General Office A.G.	200.91	212.00	212.00	0.00	212.00	0.00
Victim Compensation Fund	21.32	24.00	24.00	0.00	24.00	0.00
Total Justice, Dept. of	<u>222.23</u>	<u>236.00</u>	<u>236.00</u>	<u>0.00</u>	<u>236.00</u>	<u>0.00</u>
Consumer Advocate						
Consumer Advocate - CMRF	17.70	22.00	22.00	0.00	22.00	0.00
Total Justice, Department of	<u>239.92</u>	<u>258.00</u>	<u>258.00</u>	<u>0.00</u>	<u>258.00</u>	<u>0.00</u>
<u>Civil Rights Commission</u>						
Civil Rights Commission						
Civil Rights Commission	28.52	28.00	28.00	0.00	28.00	0.00
Total Civil Rights Commission	<u>28.52</u>	<u>28.00</u>	<u>28.00</u>	<u>0.00</u>	<u>28.00</u>	<u>0.00</u>
<u>Corrections, Dept. of</u>						
Fort Madison						
Ft. Madison Institution	450.67	425.50	459.00	-35.50	423.50	-2.00
Anamosa						
Anamosa Institution	316.28	314.00	361.00	-47.00	314.00	0.00
Oakdale						
Oakdale Institution	520.02	506.50	556.50	-49.00	507.50	1.00
Newton						
Newton Institution	284.55	257.00	300.00	-43.00	257.00	0.00
Mt Pleasant						
Mt. Pleasant Inst.	269.38	268.68	288.28	-19.60	268.68	0.00
Rockwell City						
Rockwell City Institution	98.11	97.00	102.00	-5.00	97.00	0.00
Clarinda						
Clarinda Institution	257.57	265.65	283.40	-19.05	264.35	-1.30
Mitchellville						
Mitchellville Institution	174.50	176.00	188.00	-12.00	176.00	0.00

Justice System FTE

	Actual FY 2011 <u>(1)</u>	Estimated FY 2012 <u>(2)</u>	Enacted FY 2013 <u>(3)</u>	House Approp FY 2013 <u>(4)</u>	FY 2013 House Approp Total <u>(5)</u>	House Appr vs FY 12 Est <u>(6)</u>
Fort Dodge						
Ft. Dodge Institution	287.27	295.50	306.00	-10.50	295.50	0.00
Central Office						
Corrections Administration	40.86	36.00	39.00	-3.00	36.00	0.00
New Correctional Officers	0.00	0.00	3.00	-3.00	0.00	0.00
Total Central Office	<u>40.86</u>	<u>36.00</u>	<u>42.00</u>	<u>-6.00</u>	<u>36.00</u>	<u>0.00</u>
CBC District 1						
CBC District I	176.91	163.01	177.41	-14.40	163.01	0.00
CBC District 2						
CBC District II	145.36	142.86	144.36	-1.50	142.86	0.00
CBC District 3						
CBC District III	73.59	64.99	74.99	-10.00	64.99	0.00
CBC District 4						
CBC District IV	65.00	63.00	65.00	-2.00	63.00	0.00
CBC District 5						
CBC District V	261.95	260.95	255.95	5.00	260.95	0.00
CBC District 6						
CBC District VI	192.88	183.70	189.51	-5.81	183.70	0.00
CBC District 7						
CBC District VII	90.45	81.70	86.45	-4.75	81.70	0.00
CBC District 8						
CBC District VIII	88.90	81.60	90.90	-9.30	81.60	0.00
Total Corrections, Dept. of	<u>3,794.26</u>	<u>3,683.64</u>	<u>3,970.75</u>	<u>-289.41</u>	<u>3,681.34</u>	<u>-2.30</u>
<u>Inspections & Appeals, Dept. of</u>						
Public Defender						
Public Defender	205.45	219.00	219.00	0.00	219.00	0.00
Total Inspections & Appeals, Dept. of	<u>205.45</u>	<u>219.00</u>	<u>219.00</u>	<u>0.00</u>	<u>219.00</u>	<u>0.00</u>

Justice System FTE

	Actual FY 2011 (1)	Estimated FY 2012 (2)	Enacted FY 2013 (3)	House Approp FY 2013 (4)	FY 2013 House Approp Total (5)	House Appr vs FY 12 Est (6)
<u>Iowa Law Enforcement Academy</u>						
Iowa Law Enforcement Academy						
Law Enforcement Academy	22.46	25.50	24.55	0.95	25.50	0.00
Total Iowa Law Enforcement Academy	22.46	25.50	24.55	0.95	25.50	0.00
<u>Parole, Board of</u>						
Parole Board						
Parole Board	9.59	11.00	12.50	0.50	13.00	2.00
Total Parole, Board of	9.59	11.00	12.50	0.50	13.00	2.00
<u>Public Defense, Dept. of</u>						
Public Defense, Dept. of						
Public Defense, Department of	280.41	309.21	313.00	-3.79	309.21	0.00
Emergency Management Division						
Homeland Security & Emer. Mgmt.	124.35	35.34	40.00	-4.66	35.34	0.00
Total Public Defense, Dept. of	404.76	344.55	353.00	-8.45	344.55	0.00
<u>Public Safety, Department of</u>						
Public Safety, Dept. of						
Public Safety Administration	33.18	36.00	36.00	0.00	36.00	0.00
Public Safety DCI	149.13	155.10	159.10	-4.00	155.10	0.00
Narcotics Enforcement	69.12	69.00	74.00	-5.00	69.00	0.00
DPS Fire Marshal	54.11	54.00	55.00	-1.00	54.00	0.00
Iowa State Patrol	497.40	498.05	513.00	-14.95	498.05	0.00
DPS Gaming Enforcement	111.07	107.00	120.00	-5.00	115.00	8.00
Total Public Safety, Department of	914.03	919.15	957.10	-29.95	927.15	8.00
Total Justice System	5,618.98	5,488.84	5,822.90	-326.36	5,496.54	7.70